

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

JEFFREY MADISON,

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Plaintiff,

Case No. 6:20-CV-835-ADA-DTG

**HEALTH CARE SERVICE
CORPORATION, d/b/a BLUE CROSS AND
BLUE SHIELD OF TEXAS.**

Defendant.

JOINT STATUS REPORT

Pursuant to Magistrate Judge Gilliland’s March 10, 2023 Order (Dkt. 115), Plaintiff Jeffrey Madison and Defendant Blue Cross and Blue Shield of Texas (“BCBSTX”) respectfully submit this joint status update regarding Mr. Madison’s indictment, which is captioned *United States v. Hertzberg*, No. 6:22-cv-00003-JDK-JDL (E.D. Tex.) (the “*Criminal Case*”).

On November 30, 2023, a jury found Mr. Madison and his four remaining co-defendants¹ guilty of conspiracy to commit illegal remunerations in violation of 18 U.S.C. § 371. *Criminal Case*, Dkt. 1020.² The parties will file another status update in 90 days to apprise the Court of further developments.

¹ Mr. Madison's 11 other indicted co-conspirators pleaded guilty prior to trial. See *Criminal Case*, Dkts. 728, 741, 760, 819, 820, and 821.

² See also Press Release, Five defendants convicted of health care kickback conspiracy, Department of Justice available at: <https://www.justice.gov/usao-edtx/pr/five-defendants-convicted-health-care-kickback-conspiracy> (last visited 12/4/2023)

Dated: December 5, 2023

Respectfully submitted,

By: /s/ Ryan Downton

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on all counsel of record by electronically filing it with the Clerk of the Court using the CM/ECF system on December 5, 2023.

/s/ Brian P. Kavanaugh